

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

WILLARD L. SLOAN, EUGENE J.
WINNINGHAM, JAMES L. KELLEY,
on behalf of themselves and a similarly
situated class,

Plaintiffs,

v.

BORGWARNER, INC., BORGWARNER
FLEXIBLE BENEFITS PLANS and
BORGWARNER DIVERSIFIED
TRANSMISSION PRODUCTS, INC.,

Defendants.

Case No. 09-cv-10918

Paul D. Borman
United States District Judge

Mona K. Majzoub
United States Magistrate Judge

ORDER SETTING SUPPLEMENTAL BRIEFING SCHEDULE IN LIGHT OF *TACKETT*

The parties are ordered to submit supplemental briefing, up to 15 pages per side, discussing the impact of the Supreme Court's ruling in *M&G Polymers USA, LLC v. Tackett*, 135 S.Ct. 926 (2015), on this Court's February 27, 2014 Opinion and Order Denying the parties' cross motions for summary judgment:

April 24, 2015 - Defendants' Supplemental Brief Due

May 22, 2015 - Plaintiffs' Response Brief Due

IT IS SO ORDERED.



Paul D. Borman
United States District Judge

MAR 18 2015

Dated: